

# DECISION

Protest

**Request Number: 01**

**Heard Jointly With Number(s): 02**

**Event: Micro Class World Championships Race Number: 2**  
**Hearing Date: 2019-08-19**

## PARTIES AND WITNESSES

**Initiator:** MICRO - racer - FRA 41708 - MEUNIER LAURENT

**Respondent(s):** FRA 38294 - Philippe Benaben

## VALIDITY

**Objection to Jury:** No

**Within Time Limit:** Within Time Limit

**Incident Identified:** Yes

**Proper Hail:** Protest hailed

**Red Flag Displayed:** Yes

**DECISION:** Request Valid

## PROCEDURAL MATTERS

### FACTS FOUND

1. Conditions: wind 8 knots, flat water
2. Boats were approaching the starting line about 30 seconds before the starting signal.
3. FRA 41708, FRA 38294 and RUS 720 on starboard tack.
4. RUS 720 clear ahead of FRA 38294 and FRA 41708. RUS 720 was flapping the sails and head to wind.
5. FRA 38294 overlapped to windward of FRA 41708 with less than a 1 boat width distance between them sailing parallel 10 degrees below the close-hauled course.
6. FRA 38294 became overlapped to leeward of RUS 720 with a less than 0,5-meter distance between them.
7. FRA 41708 began to luff to the close-hauled course and FRA 38294 also luffed trying to respond to FRA 41708.
8. There was contact between midships of FRA 38294 starboard side and RUS 720 port side. There was contact between midships FRA 38294 port side and FRA 41708 starboard side.
9. There was no damage.
10. Neither boat took a penalty.

**Diagram:** Diagram not endorsed

### CONCLUSIONS AND RULES THAT APPLY

1. FRA 41708, the outside boat at an obstruction, failed to give FRA 38294 room to pass the obstruction, as required by RRS 19.2
2. When acquiring right of way, FRA 38294 failed to initially give RUS 720 room to keep clear as required by RRS 15.
3. RUS 720 to windward failed to keep clear of FRA 38294 to leeward, as required by RRS 11.
4. FRA 41708, the right-of-way boat, changed her course and failed to give FRA 38294, room to keep clear, as required by RRS 16.1
5. FRA 38294 to windward failed to keep clear of FRA 41708 to leeward, as required by RRS 11.
6. FRA 38294 broke RRS 15 while she was sailing within the room to which she was entitled under RRS 19.2 and is exonerated under RRS 21.
7. FRA 38294 broke RRS 11 while she was sailing within the room to which she was entitled under RRS 16.1 and is exonerated under RRS 21.
8. RUS 720 broke RRS 11 while she was sailing within the room to which she was entitled under RRS 15 and is exonerated under RRS 21.

### DECISION

FRA 41708 is disqualified in race 2 for breaking rule 16.1 and 19.2.

**Date & Time:** 2019-08-19 20:45 CEST

### PROTEST COMMITTEE

**Chaired By:** Natalia Ruwinska (POL)

**Committee Members:** Dusan Vanicky (SVK), Michael Short (GBR), Guido Piessens (BEL), Václav Brabec (CZE)

**Printed:** 2019-08-20 14:26